

SUPREME COURT, COUNTY OF
STATE OF NEW YORK

,	Index No.
Plaintiffs	
-against-	Hon.
,	
Defendant	Submitted

NOTICE OF MOTION FOR PREFERENCE

PLEASE TAKE NOTICE that upon the note of issue in the above entitled action, a copy of which has been served upon you, and upon the annexed affidavit of _____, sworn to on the _____ day of _____, 20__, and upon all the pleadings and proceedings had herein, a motion will be made at a term of this court to be held in and for the County of _____, at _____, on the _____ day of _____, 20__ at _____ o'clock in the fore/afternoon of that day or as soon thereafter as counsel can be heard for an order placing the above entitled action on the calendar as a preferred cause so that the same may be tried at the _____, 20__ Term of Supreme Court, Otsego County, and for such other and further relief as to the court may seem just and proper.

Dated:

(Signature above)
Name, address, phone number

SUPREME COURT, COUNTY OF
STATE OF NEW YORK

,
Plaintiffs

Index No.

-against-

Hon.

,
Defendant

AFFIDAVIT

State of New York)
County of) ss.:

_____, being duly sworn, depose and say:

1. That they are the Plaintiffs in the above-action.
2. That they make this Affidavit to move for a special preference in having their case set for trial. CPLR § 3403(4).
3. That they are both over the age of seventy.
4. That _____ is _____ years old.
5. That _____ is _____ years old.

Name – signature above

Name – signature above

Sworn to before me this 8th day of March, 2011

Notary Public: State of New York
Commission Expires:

SUPREME COURT, COUNTY OF
STATE OF NEW YORK

_____,
Plaintiffs, Index No.
-against- Hon.
_____,
Defendant

ORDER GRANTING SPECIAL PREFERENCE

The plaintiffs having moved this court for an order preferring trial of the above entitled action over other issues noticed for the same term, and this motion having been submitted on _____, 20__,

NOW, upon reading and filing the notice of motion dated _____, the affidavit of _____ and _____, sworn to _____, 20__, and the pleadings herein together with proof of due service thereof, and due deliberation having been had thereon,

NOW, upon motion of the plaintiffs, it is

ORDERED that this motion for a preference of the trial of this cause be and the same hereby is in all respects granted and it is further

ORDERED that the above entitled action be preferred for trial over all the nonpreferred causes notice for the _____, 20__ Term of this court.

Dated:

Hon.
Supreme Court Justice